

JOURNAL OF THE HOUSE.

Monday, November 20, 2006.

Met according to adjournment, at eleven o'clock A.M., in an Informal Session, with Mr. Petruccelli of Boston in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

Prayer was offered by the Reverend Robert F. Quinn, C.S.P., Chaplain of the House, as follows:

Prayer. Gracious God, we depend upon You and Your assistance in our efforts to recognize, address and carry out our responsibilities, personal and legislative. This holiday season of the year, which is about to begin, is a time for family, civil and religious celebrations. Inspire us to take the time, on occasion, to reflect, to distinguish and to focus our attention on the urgent and less urgent matters in our daily routines. The Thanksgiving season reminds us of the needs, human and spiritual, of so many people in our various neighborhoods. In these days of possible terrorist activity, teach us to be hopeful, enthusiastic and civil in planning for the current and future needs of our Commonwealth.

Grant Your blessings to the Speaker, the members and employees of this House and their families. Amen.

Pledge of allegiance. At the request of the Chair (Mr. Petruccelli), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Resolutions.

John J. Lyons. Resolutions (filed with the Clerk by Mr. Coughlin of Dedham) commending John J. Lyons, were referred, under Rule 85, to the committee on Rules.

Mrs. Harkins of Needham, for the committee on Rules, then reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Mr. Driscoll of Braintree, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petition.

Fire Safety Commission. Ms. Story of Amherst presented a petition (subject to Joint Rule 12) of Ellen Story relative to the Board of Appeals of the Fire Safety Commission; and the same was referred, under Rule 24, to the committee on Rules.

Papers from the Senate.

An order came from the Senate with the endorsement that it had been adopted by said branch, as follows:

Transportation committee, extension of time for reporting. Ordered, That notwithstanding the provisions of Joint Rule 10, the committee on Transportation be granted until Monday, December 4, 2006, within which time to make its final report on current Senate number 2721.

Under suspension of the rules, on motion of Mr. Donato of Medford, the order (having been approved by the committees on Rules of the two branches, acting concurrently) was considered forthwith; and it was adopted, in concurrence.

A Bill empowering the Secretary of Public Safety to establish regulations relative to the issuance of police identification cards (Senate, No. 2746) (on Senate bill No. 2601), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means. Police IDs, regulations.

A petition of Scott P. Brown for legislation to authorize the state retirement board to grant a certain pension to James R. Johnson, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Public Service. James R. Johnson, pension.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2750) was referred, in concurrence, to the committee on Public Service.

The House Bill further regulating driver education and junior operator's licenses (House, No. 5064, amended) came from the Senate with the endorsement that said branch had insisted on its amendment (in which the House had non-concurred). Junior operator's licenses.

The bill bore the further endorsement that the Senate had concurred with the House in the appointment of a committee of conference on the disagreeing votes of the two branches; and that Senators Baddour, Creedon and Hedlund had been joined as the committee on the part of the Senate. Committee of conference.

The following notice was received from the Clerk of the Senate, to wit:

November 17, 2006.

Honorable Salvatore F. DiMasi
Speaker of the House of Representatives
Room 356 State House
Boston, MA 02133

Dear Mr. Speaker:

I have the honor to inform you that the Honorable Robert E. Travaglini, President of the Senate, has announced his re-appointment of Susana Segat as Commissioner on the Commission on the Status of Women for the term of November, 2006 to November, 2009. Commission on the Status of Women.

Respectfully submitted,

WILLIAM F. WELCH,
Clerk of the Senate.

*Reports of Committees.*Special
liquor
licenses.

By Mr. Pedone of Worcester, for the committee on Consumer Protection and Professional Licensure, on a petition, a Bill relative to the issuance of certain special alcoholic beverages licenses (House, No. 3340, changed by inserting after the enacting clause the following:

“SECTION 1. Section 12 of chapter 138 of the General Laws, as appearing in the 2004 Official Edition, is hereby amended by striking out in lines 25 to 29 the following sentence, ‘Such sales may be made by a restaurant licensee at such stands or locations in a sports arena, stadium, ball park, race track, auditorium or in any one building at an airport as the local licensing authority may deem reasonable and proper, and approve in writing.’, and inserting in place thereof the following sentences: ‘Such sales may be made by a restaurant licensee at such stands or locations in a sports arena, stadium, ball park, race track, golf course, auditorium or in any one building at an airport as the local licensing authority may deem reasonable and proper, and approve in writing. A local licensing authority may grant a restaurant license at a golf course, notwithstanding any general or special law or rule or regulation to the contrary, to authorize the sales of alcoholic beverages or wine and or malt at any location on the grounds of said golf course.’

‘SECTION 2.’). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Donato of Medford, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Pedone, the bill was read a second time forthwith; and it was ordered to a third reading.

Belmont,
ballot
question.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, that the House Bill authorizing the town of Belmont to place a certain question relative to the sale of all alcoholic beverages on the town’s election ballot (House, No. 5273) be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of the same member, the bill was read a second time forthwith; and it was ordered to a third reading.

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By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, that the House Bill authorizing the town of Belmont to place a certain question relative to the sale of wine and malt beverages on the town’s election ballot (House, No. 5274) be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Driscoll of Braintree, the bill was read a second time forthwith; and it was ordered to a third reading.

Belmont,
special
licenses.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, that the House Bill relative to the granting of special licenses for the sale of alcoholic beverages in the town of Belmont (House, No. 5275) be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mrs. Paulsen of Belmont, the bill was read a second time forthwith; and it was ordered to a third reading.

A report of the committee on Municipalities and Regional Government, ought NOT to pass (under Joint Rule 10), on the petition (accompanied by bill, House, No. 5317) of Robert A. DeLeo and others (with the approval of the mayor and city council) for legislation to further regulate the issuance of second-hand motor vehicle licenses in the city of Revere, was considered forthwith, under suspension of the rules, on motion of Mr. Donato of Medford.

Revere,
second-hand
vehicles.

Pending the question on acceptance of the report, Mr. DeLeo of Winthrop moved that it be amended by substitution of the Bill further regulating the issuance of second-hand motor vehicle licenses within the city of Revere (House, No. 5317), which was read [Local Approval Received].

The amendment was adopted, and, under further suspension of rules, on further motion of the same member, the bill was read a second time forthwith; and, it was ordered to a third reading.

Emergency Measure.

The engrossed Bill relative to child labor (see House, No. 4638, amended), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

child
labor.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 12 to 0. Sent to the Senate for concurrence.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

bill
enacted.*Engrossed Bills.*

The engrossed Bill establishing the Cohasset Library Trust, Inc. (see House, No. 4840, amended) (which originated in the House) (which had been returned by His Excellency the Governor with recommendation of amendment), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be re-enacted, in its amended form; and it was signed by the acting Speaker and sent to the Senate.

Bills
re-enacted.*Engrossed bills*

Relative to lending limits (see Senate, No. 2540);
Requiring automatic external defibrillator devices in health clubs (see Senate, No. 2681, amended);

Bills
enacted.

(Which severally originated in the Senate); and

Relative to the membership of the Metropolitan Area Planning Council (see House, No. 3143) (which originated in the House);

Severally having been certified by the Clerk to be rightly and truly prepared for final passage, were passed to be enacted; and they were signed by the acting Speaker and sent to the Senate.

Orders of the Day.

House bills

Third
reading
bills

Providing for recall elections in the town of Canton (House, No. 4387) (its title having been changed by the committee on Bills in the Third Reading);

Establishing a Charles River water quality commission (House, No. 4683, amended) (its title having been changed by the committee on Bills in the Third Reading); and

Designating an overpass in the city of New Bedford as the George Evangelos Patisteas Memorial Overpass (House, No. 5295);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Order.

On motion of Mr. DiMasi of Boston,—

Next
sitting.

Ordered, That when the House adjourns today, it adjourn to meet on Wednesday next at eleven o'clock A.M.

At seventeen minutes before twelve o'clock noon, on motion of Mr. Donato of Medford (Mr. Petrucci of Boston being in the Chair), the House adjourned, to meet on Wednesday next at eleven o'clock A.M., in an Informal Session.